

EXHIBIT 34

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA

Alicia Hernandez, et al.,

Plaintiffs,

vs.

File No. 18-cv-07354

Wells Fargo Bank, N.A.,

Defendant.

VIDEOTAPED DEPOSITION OF
DIANE M. YOUNG

Taken on July 19, 2019

Commencing at 9:32 a.m.

REPORTED BY: PAULA K. RICHTER, RMR, CRR, CRC

1	BY MR. BLOOMFIELD:	11:33:52
2	Q. And what would that entail, creating that	11:33:52
3	pop-up for the HPA tool?	11:33:57
4	MS. SMEDLEY: Object to form.	11:33:59
5	THE WITNESS: It would have entailed	11:34:02
6	a technology update.	11:34:04
7	BY MR. BLOOMFIELD:	11:34:09
8	Q. And how does the process for a technology	11:34:09
9	update work?	11:34:11
10	MS. SMEDLEY: Object to form.	11:34:13
11	THE WITNESS: So I'm not sure I	11:34:16
12	understood the question. I'm sorry.	11:34:25
13	BY MR. BLOOMFIELD:	11:34:27
14	Q. In general, if you want to implement a	11:34:27
15	technology update, what does that require?	11:34:30
16	A. It requires --	11:34:32
17	MS. SMEDLEY: Object to form.	11:34:34
18	THE WITNESS: It requires approval	11:34:35
19	for funding, so the funding would have to be	11:34:36
20	approved for that update. And then you just would	11:34:44
21	have to -- once the funding is approved, then you	11:34:51
22	can move forward with the request for the	11:34:56
23	technology update with our release management	11:34:57
24	team.	11:35:05
25	BY MR. BLOOMFIELD:	11:35:05

1 Q. Okay. So until the funding is in place, it's 11:35:05
2 not possible to move forward with the technology 11:35:08
3 update; is that correct? 11:35:10
4 A. That's correct. 11:35:11
5 Q. And the funding that you refer to, where does 11:35:12
6 that money go? 11:35:25
7 MS. SMEDLEY: Object to form. 11:35:27
8 THE WITNESS: Where does it go? 11:35:30
9 It -- 11:35:32
10 BY MR. BLOOMFIELD: 11:35:32
11 Q. Why is funding required? 11:35:32
12 A. Because there's a -- 11:35:34
13 MS. SMEDLEY: Object to form. 11:35:35
14 THE WITNESS: There's a cost 11:35:37
15 involved for making the updates to the system, and 11:35:39
16 that cost covers a number of different components. 11:35:43
17 The testers, the people who write the test 11:35:50
18 scripts. I mean, a number of different costs are 11:35:56
19 involved. 11:36:00
20 BY MR. BLOOMFIELD: 11:36:00
21 Q. So is that a matter of allocating internal 11:36:01
22 Wells Fargo resources? 11:36:04
23 MS. SMEDLEY: Object to form. 11:36:08
24 THE WITNESS: Yes. 11:36:09
25 BY MR. BLOOMFIELD: 11:36:12

1 Q. So in other words, funding could refer to the 11:36:13
2 time that's being spent by Wells Fargo's 11:36:20
3 technology people to actually do the programming 11:36:25
4 or the -- whatever it takes to actually execute 11:36:30
5 the technology update; is that correct? 11:36:33

6 MS. SMEDLEY: Object to form. 11:36:35

7 THE WITNESS: That's correct. 11:36:37

8 (Exhibit 364 was marked for 11:36:57
9 identification.) 11:37:08

10 BY MR. BLOOMFIELD: 11:37:08

11 Q. Ms. Young, you've been handed what's been 11:37:35
12 marked as Exhibit 364. Please let me know when 11:37:38
13 you're ready to discuss it. 11:37:45

14 A. I'm ready. 11:37:46

15 Q. This looks like an e-mail that you sent to 11:37:47
16 yourself and Tom Wayne on November 13th, 2014; is 11:37:55
17 that correct? 11:38:05

18 A. Correct. 11:38:06

19 Q. And what was the purpose of this e-mail? 11:38:06

20 A. For me to have a better understanding of what 11:38:13
21 they were requesting. 11:38:23

22 Q. Was Tom part of the unit that was requesting 11:38:23
23 this change? 11:38:34

24 MS. SMEDLEY: Object to form. 11:38:36

25 THE WITNESS: Yes. 11:38:37

1	couldn't answer. So, for example, how we arrived	12:14:30
2	at a dollar amount, if there was a component of	12:14:34
3	that that we didn't have an answer for, then we	12:14:37
4	would be rescheduled to re-present.	12:14:41
5	BY MR. BLOOMFIELD:	12:14:44
6	Q. Okay. So it was likely a follow-up to the	12:14:44
7	January 26th business review?	12:14:47
8	A. Yes.	12:14:50
9	MS. SMEDLEY: Object to form.	12:14:51
10	BY MR. BLOOMFIELD:	12:14:59
11	Q. Now, I note in Exhibit 369 the requesting	12:15:00
12	unit is listed as HPU rather than liquidations.	12:15:10
13	Do you know why that change was made?	12:15:14
14	MS. SMEDLEY: Object to form.	12:15:23
15	THE WITNESS: I don't -- I remember	12:15:25
16	that there was conversation about which unit	12:15:27
17	should be responsible for the funding, but I --	12:15:32
18	and I believe that that may be why it was rolled	12:15:39
19	up into the HPU.	12:15:45
20	BY MR. BLOOMFIELD:	12:15:47
21	Q. And that conversation was whether it should	12:15:47
22	be liquidations or HPU, in your recollection?	12:15:49
23	A. Yes.	12:15:53
24	Q. And what was the result of your January 30th	12:15:54
25	presentation at the business case review with	12:16:04

1	Ms. Menon?	12:16:12
2	MS. SMEDLEY: Object to form.	12:16:14
3	THE WITNESS: We did not have	12:16:15
4	funding.	12:16:17
5	BY MR. BLOOMFIELD:	12:16:21
6	Q. Were you informed of that decision at the	12:16:21
7	business case review?	12:16:24
8	MS. SMEDLEY: Object to form.	12:16:26
9	THE WITNESS: No, I don't believe	12:16:28
10	so.	12:16:32
11	BY MR. BLOOMFIELD:	12:16:32
12	Q. Do you remember when you were informed?	12:16:33
13	MS. SMEDLEY: Object to form.	12:16:35
14	THE WITNESS: It was after the fact,	12:16:38
15	but I don't remember how long after the fact.	12:16:42
16	Possibly a week to two weeks.	12:16:47
17	BY MR. BLOOMFIELD:	12:16:53
18	Q. And who informed you?	12:16:53
19	MS. SMEDLEY: Object to form.	12:16:57
20	THE WITNESS: I think -- I think it	12:17:00
21	was Stephanie Day, who worked in our finance area	12:17:02
22	of the PMO.	12:17:08
23	BY MR. BLOOMFIELD:	12:17:11
24	Q. And is she the person that generally relays	12:17:11
25	that information --	12:17:16

1	MS. SMEDLEY: Object to form.	02:00:01
2	THE WITNESS: Yes.	02:00:04
3	BY MR. BLOOMFIELD:	02:00:04
4	Q. And the project was expected to impact in	02:00:08
5	excess of a quarter million loans, according to	02:00:14
6	this table at the top; is that correct?	02:00:18
7	MS. SMEDLEY: Object to form.	02:00:21
8	THE WITNESS: Yes.	02:00:22
9	BY MR. BLOOMFIELD:	02:00:22
10	Q. In your experience, is roughly \$62,000 a lot	02:00:32
11	of money to seek for the funding of one of your	02:00:37
12	projects?	02:00:42
13	MS. SMEDLEY: Object to form.	02:00:43
14	THE WITNESS: Are you asking one of	02:00:47
15	my projects specifically or a project in general?	02:00:48
16	BY MR. BLOOMFIELD:	02:00:51
17	Q. Well, first -- first you specifically and	02:00:51
18	then I'll ask about in general.	02:00:54
19	A. No, it isn't.	02:00:58
20	Q. And what about for projects in general?	02:01:00
21	A. No.	02:01:06
22	Q. Did it surprise you that a request for this	02:01:06
23	relatively small amount of funding was rejected in	02:01:24
24	this case?	02:01:29
25	MS. SMEDLEY: Object to form.	02:01:31

1 REPORTER'S CERTIFICATE
2

3 STATE OF MINNESOTA)
4) ss.
5 COUNTY OF RAMSEY)
6

7 I hereby certify that I reported the
8 VIDEOTAPED DEPOSITION OF DIANE M. YOUNG, on July 19,
9 2019, in Minneapolis, Minnesota, and that the
10 witness was by me first duly sworn to tell the whole
11 truth;

12 That the testimony was transcribed by me and
13 is a true record of the testimony of the witness;

14 That the cost of the original has been
15 charged to the party who noticed the deposition, and
16 that all parties who ordered copies have been
17 charged at the same rate for such copies;

18 That I am not a relative or employee or
19 attorney or counsel of any of the parties, or a
20 relative or employee of such attorney or counsel;

21 That I am not financially interested in the
22 action and have no contract with the parties,
23 attorneys, or persons with an interest in the action
24 that affects or has a substantial tendency to affect
25 my impartiality;

26 That the right to read and sign the
27 deposition by the witness was reserved.

28 WITNESS MY HAND AND SEAL this 6th day of
29 August, 2019.

30 

31 Paula K. Richter, RMR, CRR, CRC
32 Notary Public, Ramsey County, Minnesota
33 My Commission Expires January 31, 2021